

UNITED STATES BANKRUPTCY COURT  
EASTERN DISTRICT OF NEW YORK

In re:	:	Chapter 11
ORION HEALTHCORP, INC <sup>1</sup> .	:	Case No. 8-18-71748 (AST)
Debtors.	:	(Jointly Administered)
HOWARD M. EHRENBURG IN HIS CAPACITY AS LIQUIDATING TRUSTEE OF ORION HEALTHCORP, INC., ET AL.,	:	Adv. Pro. No. 8-20-8049 (AST)
Plaintiff,	:	
v.	:	
ARVIND WALIA; NIKNIM MANAGEMENT INC.,	:	
Defendant(s)	:	

**[PROPOSED] ORDER TO COMPLETE EXPERT DISCOVERY**

To The Honorable Court; Comes Now, Plaintiff Howard M. Ehrenberg In His Capacity As Liquidating Trustee of Orion Healthcorp, Inc., et al, and submits this Proposed Order setting forth the remaining deadlines for the resolution of remaining expert discovery.

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<sup>1</sup> The Debtors in these chapter 11 cases, along with the last four digits of each Debtor's federal tax identification number, are: Orion Healthcorp, Inc. (7246); Constellation Healthcare Technologies, Inc. (0135); NEMS Acquisition, LLC (7378); Northeast Medical Solutions, LLC (2703); NEMS West Virginia, LLC (unknown); Physicians Practice Plus Holdings, LLC (6100); Physicians Practice Plus, LLC (4122); Medical Billing Services, Inc. (2971); Rand Medical Billing, Inc. (7887); RMI Physician Services Corporation (7239); Western Skies Practice Management, Inc. (1904); Integrated Physician Solutions, Inc. (0543); NYNM Acquisition, LLC (unknown) Northstar FHA, LLC (unknown); Northstar First Health, LLC (unknown); Vachette Business Services, Ltd. (4672); Phoenix Health, LLC (0856); MDRX Medical Billing, LLC (5410); VEGA Medical Professionals, LLC (1055); Allegiance Consulting Associates, LLC (7291); Allegiance Billing & Consulting, LLC (7141); New York Network Management, LLC (7168). The corporate headquarters and the mailing address for the Debtors listed above is 1715 Route 35 North, Suite 303, Middletown, NJ 07748.

1. On or about January 25, 2022, Plaintiff and Defendants Arvind Walia, an individual, and NIKNIM Management Inc.(the “Parties”) filed a *Stipulation to Attend Mediation and Toll Remaining Deadlines*. (Dkt No.31)

2. On May 25, 2022, the Parties attended the scheduled Pre-Trial Conference and advised the Court of the status of the litigation, their participation in mediation and ongoing settlement discussions. The Court instructed the Parties to file a joint report no later than July 8, 2022, as to the status of their settlement efforts. Assuming no settlement by that date, the Parties were to identify the remaining expert discovery deadlines.

3. On May 26, 2022, Plaintiff filed a status letter adjourning the applicable deadlines and memorializing the status. (Dkt No. 36)

4. On July 15, 2022, the Parties memorialized the ongoing settlement discussions and requested additional time to July 29, 2022, to advise the Court of the status of settlement discussions and set forth the dates for completion of expert discovery. (Dkt. No. 37)

5. The continued Pre-Trial/Pre-motion conference is scheduled for September 14, 2022.

Having been advised by the Parties they were unable to successfully resolve the litigation at mediation, the tolling of remaining deadlines as outlined in the Stipulation To Attend Mediation and Toll Remaining Deadlines (Dkt No. 31) is hereby terminated and the deadlines set forth under the Case Management and Discovery Plan (Dkt No. 10) solely with respect to concluding remaining expert discovery in accordance with Fed. R. Civ. P. 16(b) and 26(f), is set forth as follows:

**a.** No later than thirty (30) days from the issuance of this Order, all rebuttal or responsive expert reports and other disclosures required under Fed. R. Civ. P. 26 (a)(2) shall be made including the service of any expert report(s).

**b.** All expert discovery shall be completed no later than sixty (60) days from the issuance of this Order.

**SO ORDERED:**